

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY**  
**MEETING MINUTES FOR FRIDAY, DECEMBER 1, 2006**

Commissioner David Gray, *President*, called to order a meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Friday, December 1, 2006, at 1:30 p.m. Present were Commissioners Charles Jenkins, *Vice President*, Jan Gardner, Kai Hagen and John Thompson, Jr. Also present were Doug Browning, County Manager and Deborah Smith, Recording Secretary.

*(Official Minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes are available on the County web page. To receive a copy of meetings recorded on videotape or DVD, please contact the Board of County Commissioners at 301-600-1100 or visit the County web page at [www.co.frederick.md.us](http://www.co.frederick.md.us))*

**NOTE: Copies of all staff reports are available in the OnBase system. If you need assistance with the OnBase system, please contact the recording secretary.**

**PLEDGE OF ALLEGIANCE**

The meeting began with the recitation of the Pledge of Allegiance.

**ADMINISTRATIVE BUSINESS**

**Introduction of 2006 – 2010 Board of County Commissioners – Commissioner David Gray**

Commissioner Gray introduced himself and the other members of the Board who had been sworn into office earlier in the day.

**Adoption of Resolution of Rules of Procedure and Bylaws – John Mathias, County Attorney**

Mr. Mathias presented a proposed resolution to formally adopt Robert's Rules of Order to govern the Board's proceedings.

Commissioner Gardner moved to adopt the resolution as presented. Commissioner Jenkins seconded the motion that passed 5 – 0.

(A copy of Resolution #06-52 can be obtained in the County Manager's office.)

**Adoption of Resolution Regarding Bank Signatory – John Mathias, County Attorney**

Mr. Mathias presented a resolution to formally adopt the establishment of a bank as depository for Frederick County operating and payroll accounts and naming two (2) members of the Board as authorized signers for checks, drafts, and orders for the payment of money, the withdrawal of funds or transactions of any business relative to the county's banking transactions.

Commissioner Gardner moved to adopt the resolution as presented. Commissioner Jenkins seconded the motion that passed 5 – 0.

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY**  
**MEETING MINUTES FOR FRIDAY, DECEMBER 1, 2006**

(A copy of Resolution #06-53 can be obtained in the County Manager's office.)

**Consideration of Resolution of Ratification of Directors – John Mathias, County Attorney**

Mr. Mathias presented a resolution to formally ratify the list of directors now serving at the pleasure of the Board.

Commissioner Gardner moved to adopt the resolution as presented. Commissioner Jenkins seconded the motion that passed 5 – 0.

(A copy of Resolution #06-54 can be obtained in the County Manager's office.)

**Discussion of December Calendar – Board of County Commissioners**

The Board discussed their meeting calendar for December. Individual items and additional meetings were scheduled as needed.

A list of some of the subjects the Board anticipated they would hear, but did not schedule, follows.

- Solid Waste (Waste to Energy)
- Audit of Permitting and Development Review Division
- Strategic Plan (to be scheduled for January)
- Addition of a full-time traffic planner in the Planning Division
- Discussion regarding dates upon which no business would be conducted by the Board (to be scheduled for March or April)
- Board to tour the water line and pumping station

**WORKSESSION**

**Repeal Uncodified Ordinance #82-23-267 and Enact a New Subsection 1-2-2 of the Code of Frederick County 2004 – Commissioner David Gray and Commissioner John L. Thompson, Jr.**

Commissioner Gray opened a discussion regarding a proposed ordinance that would repeal uncodified Ordinance #82-23-267 and would enact a new §1-2-2 of the Frederick County Code.

The Board accepted public comment.

Commissioner Thompson moved to approve the resolution, changing the text to indicate that the ordinance would be effective in January 2007 rather than December 2006 as the draft ordinance indicated. Commissioner Hagen seconded the motion that passed 5 – 0.

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY**  
**MEETING MINUTES FOR FRIDAY, DECEMBER 1, 2006**

John Kroll, Acting Assistant Director, Finance Division, requested and was given approval to prepare new signature blocks in anticipation of the passage of the resolution as presented.

(A copy of Resolution #06-58 can be obtained in the County Manager's office.)

**Review of the 2007 Legislative Package – John Mathias, County Attorney**

Mr. Mathias reviewed with the Board the items that were included in the legislative package for 2007.

There was no public comment.

Commissioner Gardner moved to add to the legislative package legislation that removed the required match to the excise tax funding for transportation projects. Commissioner Jenkins seconded the motion that passed 5 – 0.

**Proposal to Include 2003 House Bill 633 Public Rights Ethics Reform in Board of County Commissioners' 2007 Legislative Package – Commissioner John L. Thompson, Jr.**

Commissioner Thompson presented an item in regard to ethics reform and requested the Board vote to include it in the legislative package. The bill had passed the General Assembly previously, but was vetoed by the governor.

There was no public comment.

Commissioner Thompson moved to direct the County Attorney to make appropriate changes to the legislation and include it in the legislative package. Commissioner Gardner seconded the motion that passed 5 – 0.

Commissioner Gardner moved to adopt the modified legislative package. Commissioner Hagen seconded the motion that passed 5 – 0.

The Board agreed to hold a public hearing regarding the two (2) new items on Tuesday, January 16, 2007.

**AGENDA BRIEFING**

Staff provided for the Board a briefing of the following items that were on the agenda for the Board's meeting on Tuesday, December 5, 2006, at 7:00 p.m.

- Maryland Agricultural Land Preservation Foundation (MALPF) District, Two (2) Requests – Planning Division
- FY 2007 Installment Purchase Program Applications – Planning Division
- Developers Rights and Responsibilities Agreement Ordinance – County Attorney

**BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY**  
**MEETING MINUTES FOR FRIDAY, DECEMBER 1, 2006**

**COMMISSIONERS COMMENTS**

None.

**PUBLIC COMMENTS**

The Board received public comments.

**QUESTIONS – PRESS**

None.

**ADJOURN**

The meeting adjourned at 4:20 p.m.

Respectfully submitted,

Deborah A. Smith  
Recording Secretary